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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Attorney's Docket No.:

10176p00070US



In Re Application Of: Frank Becker et al

Serial Number: 09/837,499

Filed: 4/18/01

For: METHOD AND APPARATUS FOR PRODUCING A
RESPIRATORY FILTER

Group Art Unit: 1732

Examiner: Edmund Lee

**Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated June 3, 2004, rejecting claims 1-14.

The item(s) checked below are appropriate.

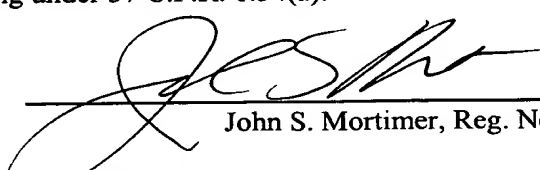
1. ☐ Applicant claims small entity status. (See 37 CFR 1.27.)
☐ A Statement Claiming Small Entity Status is enclosed.
2. ☒ Appeal fee (37 CFR 1.17(b))
☒ Large Entity - \$340.00 ☐ Small Entity - \$165.00
3. ☒ A petition and fee for an extension of time for reply to the rejection is enclosed.
☒ Large Entity
☐ \$110.00 ☒ \$430.00 ☐ \$950.00 ☐ \$1,480.00
☐ Small Entity
☐ \$55.00 ☐ \$210.00 ☐ \$475.00 ☐ \$740.00
4. ☒ A check for the amount of \$770.00 is enclosed.
5. ☐ Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. ☒ Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

I am: ☐ applicant.
☐ assignee of record of the entire interest.
☒ attorney or agent of record
☐ attorney or agent acting under 37 C.F.R. 1.34(a).

11/09/2004 HUUONG1 00000041 09837499

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John S. Mortimer, Reg. No. 30,407

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER

Citicorp Center, Suite 3800
500 West Madison Street
Chicago, Illinois 60661-2511
312/876-1800
November 3, 2004

37 CFR 1.8
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313, on 11-3-04


Terri Craine